

**SUPREME COURT MINUTES
WEDNESDAY, MARCH 20, 2013
SAN FRANCISCO, CALIFORNIA**

S208130 B236195 Second Appellate District, Div. 1 **CORDOVA (ANTONIO) v.
CITY OF LOS ANGELES**

Petition for review granted; issues limited

The petition for review is granted.

The issue to be briefed and argued is limited to the following: May a government entity be liable where it is alleged that a dangerous condition of public property existed and caused the injury plaintiffs suffered in an accident, but did not cause the third party conduct that led to the accident?

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S207973 C065399 Third Appellate District **PEOPLE v. SIACKASORN
(JIMMY)**

Petition for review granted; briefing deferred

The People's petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of related issues in *People v. Gutierrez*, S206365 and *People v. Moffett*, S206771 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Appellant's petition for review is denied.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S208345 B237173 Second Appellate District, Div. 1 **BALTAZAR (MARIBEL) v.
FOREVER 21, INC.**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Wisdom v. Accentcare*, S200128 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S207371 B230260 Second Appellate District, Div. 2 **PEOPLE v. SANCHEZ
(MARCOS)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Two

The petition for review is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Two, with directions to vacate its decision and reconsider the cause in light of *Miller v. Alabama* (2012) 567 U.S. __ [132 S.Ct. 2455, 183 L.Ed.2d 407]. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Kennard, Werdegar, Chin, and Liu, JJ.

S181808 F057533 Fifth Appellate District **PEOPLE v. RODRIGUEZ
(JOSE LUIS)**

Dismissed and remanded to Court of Appeal, Fifth Appellate District

In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Baxter, J., was recused and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Werdegar, Chin, Corrigan, and Liu, JJ.

S183604 D057293 Fourth Appellate District, Div. 1 **PEOPLE v. SONNIER
(WINIFRED)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division One

In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, Corrigan, and Liu, JJ.

S184314 E047271 Fourth Appellate District, Div. 2 **PEOPLE v. OTUBUAH
(MICHAEL AYIKU)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two

In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, Corrigan, and Liu, JJ.

S184957 B216149 Second Appellate District, Div. 4 **PEOPLE v. EUSEBIO
(GERALD JOHN)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Four

In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, Corrigan, and Liu, JJ.

S192551 D057107 Fourth Appellate District, Div. 1 **PEOPLE v. NYCHAY
(PHILLIP C.)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division One
In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S193084 H035075 Sixth Appellate District **PEOPLE v. SANCHEZ (JOSE
GONZALEZ)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District
In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S202328 A129258 First Appellate District, Div. 1 **PEOPLE v. BORG (JAMES)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division One
In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S203298 H036888 Sixth Appellate District **PEOPLE v. OLAGUE
(CHRISTOPHER)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District
In light of the decision in *People v. Brown*, (2012) 54 Cal.4th 314, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528((b)(1).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S203477 B233008 Second Appellate District, Div. 7 **PEOPLE v. E*POLY STAR,
INC.**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Seven
In light of the decision in *Aryeh v. Canon Business Solutions, Inc.*, (2013) 55 Cal.4th 1185, this matter is dismissed.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S207378 G045625 Fourth Appellate District, Div. 3 **PEOPLE v. McKENNA
(EDWARD PHILLIP)**

Petition for review denied

S207620 G045700 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. VIEHMEYER
(RANDY GERHARD)**

S207628 B229382 Second Appellate District, Div. 8

Petitions for review denied
Kennard, J., is of the opinion the petitions should be granted.

**PEOPLE v. MEJIA (JOSUE
MANUEL)**

S207732 D059553/D062392 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ACOSTA
(VICTOR A.)**

S207777 B235538 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. HERNANDEZ
(MARTHA VILLAGRAN)**

S207802 B225329 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. HOUSTON
(DERRICK DEON)**

S207849 A133219 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. POLK (SUSAN
MAE)**

S207940 D060048 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LOWE
(RANDALL KENT)**

S207960 B243114 Second Appellate District, Div. 3

Petition for review denied
The motion for sanctions, filed on January 31, 2013, is denied.
The request for judicial notice is denied.

**TIG INSURANCE COMPANY
v. WORKERS'
COMPENSATION APPEALS
BOARD & WHITE (JEAN)**

S207967 B236685 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. OLIVARES
(JORGE LUIS)**

S207991 B234835 Second Appellate District, Div. 8

Petitions for review denied

**PEOPLE v. CASTILLO
(CIRILO)**

S208009 B233521 Second Appellate District, Div. 3

Petitions for review & depublication request(s) denied

**FIRE INSURANCE
EXCHANGE v. ANAPOL
(NEIL R.)**

S208011 G045899/G046261 Fourth Appellate District, Div. 3 **MELISSA (RAYMOND &
ROBERTA), MARRIAGE OF**

Petition for review denied

S208012 B238605 Second Appellate District, Div. 7

Petition for review denied

**PROSAD (JASU) v. DEL
TACO RESTAURANT
SERVICES, INC.**

S208020 H037151 Sixth Appellate District

Petition for review denied

**PEOPLE v. FORD (DEARYL
TUCKER)**

S208025 A128201 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. YORK (KENNETH
PAUL)**

S208028 F062641 Fifth Appellate District

Petition for review denied

**PEOPLE v. HERRERA (JOSE
ANTONIO)**

S208039 B231296 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. QUINTANILLA
(BRIAN GEOVANNI)**

S208047 F062517 Fifth Appellate District

Petition for review denied

**PEOPLE v. VELASQUEZ
(ANDREW FRANCISCO)**

S208048 E053749 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CHAPMAN
(LARRY DALE)**

S208083 B245926 Second Appellate District, Div. 3

Petition for review denied

**MOORE (JOSEPH) v. S.C.
(PEOPLE)**

S208088 F062914 Fifth Appellate District

Petition for review denied

**PEOPLE v. SCOTT
(RICHARD)**

S208107 H037099 Sixth Appellate District

Petition for review denied

**PEOPLE v. JASSO
(ALEXANDER JAVIER)**

S208133 C067748/C067092 Third Appellate District

Petition for review denied

**PEOPLE v. TROUT
(MICHAEL DALE)**

S208140 B238634 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. ORNELAS
(ALEJANDRO)**

S208152 F063155 Fifth Appellate District

Petition for review denied

**ROQUE-DURAN (CLAUDIO)
v. BIRD (JANETTE M.)**

S208161 D052365 Fourth Appellate District, Div. 1

Petition for review denied

**BRADLEY (LES) v.
NETWORKERS
INTERNATIONAL LLC**

S208177 B231123 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. LUJAN (JAMES
C.)**

S208192 H036656 Sixth Appellate District

Petition for review denied

**PEOPLE v. THOMPSON
(DEOTIS LEE)**

S208226 C069511 Third Appellate District

Petition for review denied

**PEOPLE v. BOYCE
(DONNELL)**

S208239 H036594 Sixth Appellate District

Petition for review denied

**A. (J.) v. D. (A.)/(MONTEREY
COUNTY DEPARTMENT OF
CHILD SUPPORT SERVICES)**

S208251 G047589 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CELOALIAJ
(ERVIN)**

S208271 D062911 Fourth Appellate District, Div. 1

Petition for review denied

CONSIGLIO (SAM) ON H.C.

S208285 A137307 First Appellate District, Div. 3

Petition for review denied

**SAN MATEO COUNTY
TRANSIT DISTRICT, PSI v.
WORKERS'
COMPENSATION APPEALS
BOARD & LOVE (LOWELL)**

S208294 G045872 Fourth Appellate District, Div. 3

Petition for review denied

**BARNES, CROSBY,
FITZGERALD & ZEMAN
LLP v. RINGLER (JEROME
L.)**

S208303 G037687 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. VALDEZ (JOSE
DAVID)**

S208344 F062533/F062619 Fifth Appellate District

Petition for review denied

**PEOPLE v. WILSON
(TYRONE ALLEN)**

S208413 B239150 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. LLAMAS (DAVID
LLAMAS)**

S208418 B244853 Second Appellate District, Div. 1

Petition for review denied

**SCOTT (FLOYD DWAIN) v.
S.C. (PEOPLE)**

S208440 B239254 Second Appellate District, Div. 5

Petitions for review denied

**PEOPLE v. CHHUON
(CHANTHOEURN)**

S208441 B232205 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. ORTEGA (LUIS
FERNANDO)**

S208447 H037528 Sixth Appellate District

Petition for review denied

**FIRST CENTURY PLAZA
LLC v. NGUYEN (VINH D.)**

S208498 F066564 Fifth Appellate District

Petition for review denied

**CLARKE (STANLEY
BRADFORD) ON H.C.**

S208521 B246433 Second Appellate District, Div. 7

Petition for review denied
Chin, J., was recused and did not participate.

**CORMAN (JULIE) v. S.C.
(CORMAN)**

S208524 B240475 Second Appellate District, Div. 2

Petition for review denied

**HEDGES (MARK) v. RUBIN
(MARCY GRAY)**

S208556 C069497 Third Appellate District

Petition for review denied

**PEOPLE v. KAPLON (KODY
LEE)**

S208566 B232379 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. FULLER (MACK)

S208568 B235878 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FERNANDEZ
(LUIS ENRIQUE)**

S208569 B238506 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MEZA
(ANTONIO)**

S208570 A131625 First Appellate District, Div. 2

Petition for review & depublication request(s) denied

**HERRERA (DENNIS J.) v.
STENDER (CHRISTOPHER)**

S208571 B240329 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. CALDWELL
(TINA L.)**

S208572	D061571 Fourth Appellate District, Div. 1	PEOPLE v. GARCIA (MIGUEL A.)
Petition for review denied		
S208573	B237211 Second Appellate District, Div. 2	IN RE PETER K.
Petition for review denied		
S208576	B234534 Second Appellate District, Div. 4	PEOPLE v. JONES (TIMOTHY)
Petition for review denied		
S208581	A131787 First Appellate District, Div. 5	PEOPLE v. WARRICK (DIANE CHERYL)
Petition for review denied		
S208586	B246293 Second Appellate District, Div. 6	VANN, JR., (OTIS) ON H.C.
Petition for review denied		
S208593	F062392 Fifth Appellate District	PEOPLE v. ACOSTA, JR., (MIGUEL)
Petition for review denied		
S208601	G044685 Fourth Appellate District, Div. 3	PEOPLE v. SPELDRICK (PATRICK JOHN)
Petition for review denied		
S208605	B237327 Second Appellate District, Div. 8	PEOPLE v. MONTEZ (ALFREDO)
Petition for review denied		
S208607	D061747 Fourth Appellate District, Div. 1	IN RE ALEXIS C.
Petition for review denied		

S208608 B238752 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. ROWE
(WENDELL)**

S208614 D061160 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SAUNDERS
(ANDREW)**

S208617 B239071 Second Appellate District, Div. 1

Petition for review denied

IN RE P.B.

S208625 H037333 Sixth Appellate District

Petition for review denied

**PEOPLE v. FAULK
(GREGORY N.)**

S208627 C070943 Third Appellate District

Petition for review denied

**PEOPLE v. HALL (ASHLEY
AIMEE)**

S208628 B238328 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. ROBINSON
(LEONARD SHAWN)**

S208631 A131873 First Appellate District, Div. 5

Petition for review denied

**SHEMARIA (LEIGH) v.
COUNTY OF MARIN**

S208635 B234344 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LEWIS
(TIMOTHY J.)**

S208638 C068331 Third Appellate District

Petition for review denied

**PEOPLE v. GONZALEZ
(CARLOS)**

S208642 A136400 First Appellate District, Div. 2

Petition for review denied

**KARNAZES (ELIZABETH) v.
HARTFORD (JOHN T.)**

S208644 H039155 Sixth Appellate District

Petition for review denied

**ILAW (MIGUEL) v. S.C.
(DAUGHTERS OF CHARITY
HEALTH SYSTEM)**

S208646 B235476 Second Appellate District, Div. 2

Petition for review denied

**GALAVIS (FEDERICO) v.
L.A. MODELS, INC.**

S208650 C072998 Third Appellate District

Petition for review denied

**REED (TAMECUS) v. S.C.
(PEOPLE)**

S208657 H037200 Sixth Appellate District

Petition for review denied

**PEOPLE v. HALL (ROYNELL
TERRY)**

S208659 F063290 Fifth Appellate District

Petition for review denied

**PEOPLE v. MACKEY
(DVANTE JAVAR)**

S208665 G047806 Fourth Appellate District, Div. 3

Petition for review & application for stay denied

**WESTERN HERITAGE
INSURANCE COMPANY v.
S.C. (ABS POWER BRAKE,
INC.)**

S208719 C070719 Third Appellate District

Petition for review & application for stay denied

PEOPLE v. S.C. (KARSAI)

S205609**DAVIS (CHARLES T.) ON
H.C.**

Petition for writ of habeas corpus denied

S205611**SERVIN (CESAR JOVANNY)
ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S205738****REDDING (BILLY RAY) ON
H.C.**

Petition for writ of habeas corpus denied

S207060**FERNANDEZ (EDUARDO)
ON H.C.**

Petition for writ of habeas corpus denied

S207074**DUNCKHURST (STEPHEN
CHRISTOPHER) ON H.C.**

Petition for writ of habeas corpus denied

S207227**TIDWELL (JOHN
BENJAMIN) ON H.C.**

Petition for writ of habeas corpus denied

S207229**WARE (ALLEN KIRK) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)**S207231****HARDNEY (JOHN) ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S207312**RUSSELL (DOUGLAS T.) ON
H.C.**

Petition for writ of habeas corpus denied

S207343**NICHOLS III (JOSEPH) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S207349**MELCHIONNE (MARIO
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798.)

S207359**HERRERA (GIOVANNI) ON
H.C.**

Petition for writ of habeas corpus denied

S207641**ROSALES (HUGO BARRIGA)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S207650**VICENTE (RONALDO
CELEDON) ON H.C.**

Petition for writ of habeas corpus denied

S207655**COOK (TIMOTHY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S207744**GONZALEZ (JAIME) ON H.C.**

Petition for writ of habeas corpus denied

S207761

Petition for writ of habeas corpus denied

AN (DAVID) ON H.C.**S207779**The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759.)**CLAY, JR., (ROY D.) ON H.C.****S207825**

Petition for writ of habeas corpus denied

HODGE (ARBBIE) ON H.C.**S207835**

Petition for writ of habeas corpus denied

STOPANI (SERGIO) ON H.C.**S207907**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)**JONES (CALVIN L.) ON H.C.****S207947**

Petition for writ of habeas corpus denied

**ALONZO (OLIVIA DIANNE)
ON H.C.****S207952**

Petition for writ of habeas corpus denied

**CABRERA (RODNEY
NORMAN) ON H.C.****S207966**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**SIMON (DOUGLAS DANIEL)
ON H.C.****S207968**The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)**HOLMES (KELVIN) ON H.C.**

S208122**GRIMES (MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied

S208150**MODESTO (LAWRENCE) ON
H.C.**

Petition for writ of habeas corpus denied

S208160**SOLAN (MAHADI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S208164**SOLAN (MAHADI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S208165**SOLAN (MAHADI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S208166**SOLAN (MAHADI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S208167**SOLAN (MAHADI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S208174**GAINES, JR., (LESLIE J.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S208186**REDIC (LARRY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208187**PENA (ALFREDO RUDY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208190**JOHNSON (TIMOTHY) ON H.C.**

Petition for writ of habeas corpus denied

S208207**McCLELLAN (GREGORY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S208208**KEEL (JOSEPH) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S208210**RUBIO, SR., (TEODICIO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798.)

S208217**PEREZ (JOSE ARGUEZ) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208223**GARCIA (MOISES) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S208224**BUFORD (TERRY) ON H.C.**

Petition for writ of habeas corpus denied

S208227**ALEXANDER (RONE DARNELL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S208228**AVINA (RAUL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S208255**JIM (LYLE PAUL) ON H.C.**

Petition for writ of habeas corpus denied

S208263**TAYLOR (JAMYUNG) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S208264**FISHER (TYRONE CEDRICK) ON H.C.**

Petition for writ of habeas corpus denied

S208275**PENA (GEORGE) ON H.C.**

Petition for writ of habeas corpus denied

S208278**BURTON (BERNARD) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S208284**GUAJARDO (ARCADIO
KYLE) ON H.C.**

Petition for writ of habeas corpus denied

S208287**LEE (CHARLES
FREDERICK) ON H.C.**

Petition for writ of habeas corpus denied

S208292**LYNCH (LEE ROY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S208302**SANDOVAL (RICHARD E.)
ON H.C.**

Petition for writ of habeas corpus denied

S208307**SMITH (JONATHON LEE)
ON H.C.**

Petition for writ of habeas corpus denied

S208312**MARTINEZ (JAVIER) ON
H.C.**

Petition for writ of habeas corpus denied

S208332**STONE (AARON P.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S208333**SANTINI (GILBERT DUSTIN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208334**EASMON, JR., (RAYMOND)
ON H.C.**

Petition for writ of habeas corpus denied

S208336**JOHNSON (DOMINIC) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208339**ESPARZA (DAVID
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S208357**JOHNSON, JR., (ANTHONY
W.) ON H.C.**

Petition for writ of habeas corpus denied

S208358**WIMSATT (KEITH LAMAR)
ON H.C.**

Petition for writ of habeas corpus denied

S208360**PALACIOS (GERARDO) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S208362**ARNETT (JESUS LAMAR)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208364**WILLIE (DARREN
CHARLES) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S208422**AZILLE (PETER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S208489**FLEMING (MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied

S207990**ACCUSATION OF
ROBINSON**

Order: (dispositive)

The Court directs the State Bar Office of the Chief Trial Counsel to reopen and further investigate the allegations in complainant SAMUEL ROBINSON's complaint against an attorney (State Bar Inquiry No. 11-O-12527).

S026634**PEOPLE v. WATKINS (PAUL
SODOA)**

Stay order filed

The "Unopposed Emergency Application for Stay of Execution Date-Setting Hearing Calendared for March 25, 2013," filed on March 15, 2013, is granted. Execution of the judgment of death entered against Paul Sodoa Watkins by the Superior Court of Los Angeles County (No. KA005658) and affirmed by this court on December 17, 2012, (55 Cal.4th 999), is hereby stayed pending the later of (1) the final determination of any timely filed petition for writ of certiorari in the United States Supreme Court and (2) the final determination of the petition for writ of habeas corpus pending in this court (S172438).

S208102

C068120 Third Appellate District

**SINGH (DAVE) v. DAVI
(JEFF)**

The requests for an order directing depublication of the opinion in the above-entitled appeal are denied.

S207632

A131078 First Appellate District, Div. 4

**ADELPHIA
COMMUNICATIONS
CORPORATION v. PAULEY
CONSTRUCTION, INC.
(ARROWOOD INDEMNITY
COMPANY)**

Publication request denied (case closed)

S207765 B240894 Second Appellate District, Div. 8 **IN RE C.A.**
Publication request denied (case closed)

S208038 B237273 Second Appellate District, Div. 3 **NORTON (STEPHEN) v.
FORD OF SANTA MONICA,
INC.**

Publication request denied (case closed)
Kennard, J., was recused and did not participate.

S208046 A134961 First Appellate District, Div. 5 **KARIGUDDAIAH (ABIJITH)
v. US BANK NATIONAL
ASSOCIATION**

Publication request denied (case closed)
Baxter, J., was recused and did not participate.

S208126 H036927 Sixth Appellate District **ROSS CREEK NEIGHBORS v.
TOWN OF LOS GATOS
(LINDA COURT PARTNERS
LLC)**

Publication request denied (case closed)

S075725 **PEOPLE v. JONES
(KIONGOZI)**

Extension of time granted
Good cause appearing, and based upon Assistant State Public Defender Jessica K. McGuire's representation that she anticipates filing the reply brief by September 19, 2013, counsel's request for an extension of time in which to file that brief is granted to May 20, 2013. After that date, only two further extensions totaling about 120 additional days are contemplated.

S138052 **PEOPLE v. MATAELE
(TUPOUTOE)**

Extension of time granted
Good cause appearing, and based upon counsel Stephen M. Lathrop's representation that he anticipates filing the appellant's opening brief by September 30, 2013, counsel's request for an extension of time in which to file that brief is granted to May 20, 2013. After that date, only three further extensions totaling about 135 additional days are contemplated.
An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S146939**PEOPLE v. CAPERS (LEE
SAMUEL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to May 24, 2013.

S150509**PEOPLE v. PINEDA
(SANTIAGO)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Gary D. Garcia's representation that he anticipates filing the appellant's opening brief by September 23, 2013, counsel's request for an extension of time in which to file that brief is granted to May 24, 2013. After that date, only two further extensions totaling about 120 additional days are contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S151493**PEOPLE v. CARDENAS
(REFUGIO RUBEN)**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the appellant's opening brief is granted to May 24, 2013. The court anticipates that after that date, only seven further extensions totaling about 420 additional days will be granted. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S180404**McWHORTER (RICHARD
ALLEN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Brook A. Bennigson's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by April 12, 2013, counsel's request for an extension of time in which to file that document is granted to April 12, 2013. After that date, no further extension will be granted.

S194705**HORNING (DANNY RAY) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Acting Federal Defender Joseph Schlesinger's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by October 17, 2013, counsel's request for an extension of time in which to file that document is granted to May 17, 2013. After that date, only three further extensions totaling about 150 additional days will be granted.

S044693**PEOPLE v. WALL (RANDALL
CLARK)**

Record ordered unsealed

Appellant's "Motion to Unseal Records," filed on December 14, 2012, is granted. The Clerk is directed to unseal the following sealed records, make them part of the public record of this appeal, and send copies to respondent:

Sealed 72 CT pages 16190.01 through 16201 (comprising records relating to appellant's treatment for head injuries).

S105908**PEOPLE v. GHOBRIAL
(JOHN SAMUEL)**

Motion denied

The motion to consider a petition presumptively timely if filed within six months from when conditions in Egypt permit investigation or, in the alternative, to issue an order to show cause, filed on January 31, 2013, is denied.

S208106 B245486 Second Appellate District, Div. 1**ROGERS (ROBERT) ON H.C.**

Motion to file document under seal granted

Respondent's request to file documents under seal is granted. (See Cal. Rules of Court, rule 8.46(a); Cal. Code Regs., tit. 15, §§ 3321, subds. (a)(1) & (2), 3370, subds. (d) & (e).)

S141210**MANRIQUEZ (ABELINO) ON
H.C.**

Reference hearing ordered

THE COURT:

Based on the record in this matter and good cause appearing:

The Honorable David S. Wesley, Presiding Judge of the Superior Court of California, County of Los Angeles, is directed to select a Judge of that court to sit as a referee in this proceeding and promptly notify this court of the referee selected. After appointment by this court, the referee is to take evidence and make findings of fact on the following questions regarding the case of *People v.*

Abelino Manriquez (Superior Court of California for Los Angeles County No. VA004848, Judge Robert W. Armstrong):

- 1) What were Juror C.B.'s reasons for failing to disclose her childhood abuse on her juror questionnaire and during voir dire at petitioner's trial?
- 2) Was the nondisclosure intentional and deliberate?
- 3) Considering Juror C.B.'s reasons for failing to disclose these facts, was her nondisclosure indicative of juror bias?
- 4) Was Juror C.B. actually biased against petitioner?

It is further ordered that the referee prepare and submit to this court a report of the proceedings conducted pursuant to this appointment, of the evidence adduced, and the findings of fact made. All requests for discovery in this matter must be addressed to the referee.

S208453**ACCUSATION OF LAGOS**

Petition denied (accusation)

Kennard, J., would return the matter to the State Bar with directions that, in light of the evidence submitted to this court, the Bar reconsider its decision to close its file.

Chin, J., was recused and did not participate.

S208510**ACCUSATION OF
LOCKWOOD**

Petition denied (accusation)

S207488**OTTOSI ON DISCIPLINE**

Petition for writ of review denied; recommended discipline imposed

The petition for writ of review is denied.

The court orders that PAUL HAROLD OTTOSI, State Bar Number 69250, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. PAUL HAROLD OTTOSI is suspended from the practice of law for the first 60 days of probation;
2. PAUL HAROLD OTTOSI must comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on November 7, 2012; and
3. At the expiration of the period of probation, if PAUL HAROLD OTTOSI has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

PAUL HAROLD OTTOSI must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
LOS ANGELES SESSION
APRIL 3 and 4, 2013**

SECOND AMENDED

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald Reagan State Office Building, 300 South Spring Street, Third Floor, North Tower, Los Angeles, California, on April 3 and 4, 2013.

WEDNESDAY, APRIL 3, 2013 — 9:00 A.M.

- | | | |
|-----|---------|--|
| (1) | S192828 | City of Los Angeles et al. v. Superior Court of Los Angeles Co. (Engineers & Architects Assn., Real Parties in Interest) |
| (2) | S174475 | Sonic-Calabasas A. Inc. v. Moreno (Frank B.) |
| (3) | S191948 | John Doe v. Harris (Kamala D.) |

2:00 P.M.

- | | | |
|-----|---------|--|
| (4) | S204622 | In re I. J. et al.; Los Angeles Dept. of Children and Family Services v. J. J. |
| (5) | S073597 | People v. Lopez (Juan Manuel) [Automatic Appeal] |
| (6) | S197735 | Robey (Kewhan) v. Superior Court of Santa Barbara County
(People, Real Party in Interest) |

THURSDAY, APRIL 4, 2013 — 9:00 A.M.

- | | | |
|-----|---------|---|
| (7) | S196830 | El-Attar (Osamah) v. Hollywood Presbyterian Medical Center |
| (8) | S198562 | Biancalana (David) v. T. D. Service Company (<i>Manella, J., assigned justice pro tempore; Baxter, J., not participating</i>) |
| (9) | S198324 | People v. Santana (Serafin) |

1:30 P.M.

- | | | |
|------|---------|---|
| (10) | S091915 | People v. Nunez (Daniel) and Satele (William Tupua)
[Automatic Appeal] |
| (11) | S048543 | People v. Rountree (Charles F.) [Automatic Appeal] |

CANTIL-SAKAUYE
Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)